



**UNITED STATES DEPARTMENT OF COMMERCE
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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.
08/806,763	03/24/97	CARLSSON	C P60846US0

PM52/0528
JACOBSON PRICE HOLMAN & STERN
PROFESSIONAL LIMITED LIABILITY COMPANY
400 SEVENTH STREET N W
WASHINGTON DC 20004

EXAMINER
SOTOMAYOR, J

ART UNIT	PAPER NUMBER
3642	5

DATE MAILED: 05/28/98

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner of Patents and Trademarks

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Office Action Summary

Application No.

08/806,763

Applicant(s)

Conny Carlsson et al

Examiner

Sotomayor

Group Art Unit

3642



☐ Responsive to communication(s) filed on _____

☐ This action is **FINAL**.

☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11; 453 O.G. 213.

A shortened statutory period for response to this action is set to expire six month(s), or thirty days, whichever is longer, from the mailing date of this communication. Failure to respond within the period for response will cause the application to become abandoned. (35 U.S.C. § 133). Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

Disposition of Claims

☒ Claim(s) 1-9 is/are pending in the application.

Of the above, claim(s) _____ is/are withdrawn from consideration.

☐ Claim(s) _____ is/are allowed.

☒ Claim(s) 1-9 is/are rejected.

☐ Claim(s) _____ is/are objected to.

☐ Claims _____ are subject to restriction or election requirement.

Application Papers

☐ See the attached Notice of Draftsperson's Patent Drawing Review, PTO-948.

☐ The drawing(s) filed on _____ is/are objected to by the Examiner.

☐ The proposed drawing correction, filed on _____ is ☐ approved ☐ disapproved.

☒ The specification is objected to by the Examiner.

☐ The oath or declaration is objected to by the Examiner.

Priority under 35 U.S.C. § 119

☒ Acknowledgement is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d).

☒ All ☐ Some* ☐ None of the CERTIFIED copies of the priority documents have been

☒ received.

☐ received in Application No. (Series Code/Serial Number) _____

☐ received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

*Certified copies not received: _____

☐ Acknowledgement is made of a claim for domestic priority under 35 U.S.C. § 119(e).

Attachment(s)

☒ Notice of References Cited, PTO-892

☒ Information Disclosure Statement(s), PTO-1449, Paper No(s) _____

☐ Interview Summary, PTO-413

☐ Notice of Draftsperson's Patent Drawing Review, PTO-948

☐ Notice of Informal Patent Application, PTO-152

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--- SEE OFFICE ACTION ON THE FOLLOWING PAGES ---

Serial Number: 08/806,763

Art Unit: 3642

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1. The preliminary amendment filed March 24, 1997 has been entered and considered.
2. Acknowledgement is made of the claim for priority under USC 119. The certified copy is received.
3. The Information Disclosure Statement filed March 24, 1998 has been entered and considered but only to the extent possible since some translations were not made at this time. An initialed copy of the PCT - 1449 by the Examiner is attached.
4. The following guidelines illustrate the preferred layout and content for patent applications. These guidelines are suggested for the applicant's use.

Arrangement of the Specification

The following order or arrangement is preferred in framing the specification and, except for the title of the invention, each of the lettered items should be preceded by the headings indicated below.

- (a) Title of the Invention.
 - (b) Cross-References to Related Applications (if any).
 - (c) Statement as to rights to inventions made under Federally-sponsored research and development (if any).
 - (d) Background of the invention.
 1. Field of the Invention.
 2. Description of the Related Art including information disclosed under 37 CFR 1.97-1.99.
 - (e) Summary of the Invention.
 - (f) Brief Description of the Drawing.
 - (g) Description of the Preferred Embodiment(s).
 - (h) Claim(s).
 - (i) Abstract of the Disclosure.
5. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless --

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(a) the invention was known or used by others in this country, or patented or described in a printed publication in this or a foreign country, before the invention thereof by the applicant for a patent.

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

(e) the invention was described in a patent granted on an application for patent by another filed in the United States before the invention thereof by the applicant for patent, or on an international application by another who has fulfilled the requirements of paragraphs (1), (2), and (4) of section 371(c) of this title before the invention thereof by the applicant for patent.

6. Claims 1-5 are rejected under 35 U.S.C. 102(a) or (e) as being anticipated by Chekroun.

The claims are considered to be met by Chekroun who discloses a retroreflector including, inter alia, a corner reflector with a modulated surface. The modulating surface includes a diode arrangement and is used to modulate the return signal.

7. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negatived by the manner in which the invention was made.

8. Claims 6-9 are rejected under 35 U.S.C. 103(a) as being unpatentable over Chekroun.

The remaining claims are considered to have been obvious to one of ordinary skill in the art at the time the invention was

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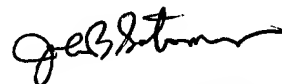
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made since airborne decoys as well as inflatable reflectors are well known in the radar reflector art.

9. Any inquiry concerning this communication should be directed to John B. Sotomayor at telephone number (703) 306-4170.

Sotomayor/gj-25

5-13-98



JOHN B. SOTOMAYOR
PRIMARY EXAMINER
GROUP 2200

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